SUMMIT DEFENSE A Professional Law Corporation JAMES T. REILLY, Attorney at Law California State Bar No. 67254 3 102 Washington Avenue Point Richmond CA 94801 4 Telephone: 510-412-8900 5 Fax: 510-439-2855 email: jim@summitdefense.com 6 7 Attorneys for Defendant 8 9 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA 10 SAN JOSE DIVISION 11 12 UNITED STATES OF AMERICA, 13 Plaintiff,

Case No. CR 09-01212 JF

STIPULATION AND (PROPOSED)

ORDER TO CONTINUE STATUS

14 CONFERENCE AND TRIAL SETTING vs.

ROBERT E. ESTUPINIAN, Thursday, January 6, 2011

9:00 am Time:

16 Defendant. Courtroom 3 (Judge Fogel)

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This matter is currently scheduled for status conference and trial setting as set forth above.

Due to the death of Mr. Estupinian's father on December 30, 2011, and the necessity of making funeral arrangements and caring for his mother, counsel for Mr. Estupinian consulted with Assistant United States Attorney Daniel Kaleba regarding a stipulated continuance of the currently set date to 9:00 am, Thursday, January 27, 2011.

Mr. Kaleba agreed to the requested continuance to accommodate Mr. Estupinian's personal situation and to allow time for completion of a plea agreement for presentation to the court at that time.

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1	Therefore, the parties jointly stipulate that this matter be	
2	continued until 9:00 am, Thurs	day, January 27, 2011.
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5	DATED: January 4, 2011	/S/ JAMES T. REILLY, Attorney at Law
6		Counsel for ROBERT E. ESTUPINIAN
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8	DATED: January 4, 2011	JOSEPH P. RUSSONIELLO
9	billib. Galladry 4, 2011	United States Attorney
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11		/S/ DANIEL R. KALEBA
12		Assistant United States Attorney
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14	IT IS SO ORDERED.	
15	1/6/11	mh
16	DATED:	The HONORABLE JEREMY FOGEL
17		UNITED STATES JUDGE NORTHERN DISTRICT OF CALIFORNIA
18		SAN JOSE DIVISION
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